

NOTIFICATION

Bangalore dated 12th May 1971.

S.O. 951.—The draft of the agreement which the Government of Mysore proposes to enter into with the Government of Goa, Daman and Diu in regard to opening of Stage Carriage Services and grant of permits for private carriers, contracts carriages (motor cabs) and public carriers to be operated on the Inter-State routes between the two States is hereby published as required by sub-section (3A) of Section 63 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939) for the information of all persons association and authorities likely to be affected thereby and notice is hereby give that the draft will be taken up for consideration by the Secretary to Government of Mysore, Home Department on 6th July 1971 at 9-30 A.M. in his Chambers in Vidhana Soudha, Bangalore-1.

Any representations which may be received from any person association or authority in connection with the said draft agreement before the date specified above will be considered by the Secretary to Government of Mysore, Home Department. Representations may be addressed to the Secretary to Government, Home Department, Vidhana Soudha, Bangalore-1.

Draft Agreement

THIS AGREEMENT entered into on this day 28th July, 1970 between the Governor of Mysore, (hereinafter called the GOVERNMENT OF MYSORE) of the one part and the Lieutenant Governor of Goa, Daman and Diu (herein after called GOVERNMENT OF GOA, DAMAN and DIU) of the other part ;

WHEREAS discussion were held between the representatives of the Government of Mysore and Union Territory of Goa, Daman and Diu, on 22nd January 1962 and 26th March 1962 at Panaji on 13th September 1962 at Bangalore, on 29th January 1963 at Belgaum, on 13th

August 1963 at Panaji, on 18th January 1964 and 26th February 1965 at Bangalore, on 23rd April 1965 at Panaji, on 27th October 1965 at Bangalore, on 17th January 1968 and 1st January 1969 at Panaji and on 28th July 1970 at Bangalore with regard to the operation of motor vehicles on inter-state routes between the two States, it is hereby agreed by the Government of Mysore and Government of Goa, Daman and Diu as follows:—

(1) WHEREAS stage carriages which are being now operated on the existing inter-state routes lying in the State of Mysore and the Union Territory of Goa, namely;

- (a) Belgaum-Panaji *via* Khanapura, Londa, Anmod Molem, Tisca, Ponda, Velhagoa.
- (b) Belgaum-Mhapuca *via* Khanapura, Londa, Anmod Molem, Tisca, Vasco, Sanquelim, Bicholim Assonora.
- (c) Hubli-Panaji *via* Dharwar, Haliyal, Alnavar, Londa, Anmode, Moleum, Tisca, Ponda, Velhagoa.
- (d) Bangalore-Panaji *via* Nelamangala, Tumkur, Sira, Hiriyur, Chitradurga, Davangere, Harihara, Ranebennur, Haveri, Hubli, Dharwar, Kittur, Bidi, Alnavar, Londa, Anmod, Molem, Tisca, Phonda, Velhagoa.
- (e) Sadhasivagad-Panaji *via* Majali, Polem, Canacoha, Margoa, Borim, Phonda,
- (f) Belgaum-Vasco *via* Khanapur, Londa, Anmode Molem, Tisco, Phonda, Madgaon.
- (g) Hubli-Margoa *via* Dharwar, Haliyal Alnavar, Londa, Anmod, Molem, Tisco, Phonda.
- (h) Sadhashivgad-Marmgoan *via* Majali, Polem, Canacoha,

shall be continued to be operated subject to the conditions:—

- (i) that the details of the services to be continued to be operated shall be as detailed in the Annexure 'A' appended to this agreement;

(ii) that the number of stage carriage to be run by each of the reciprocating States shall be in the ratio of 1 : 1 on the inter-state routes.

(a) Belgaum-Panaji *via* Khanapura, Londa, Anmod, Molem, Tisco, Phonda, Velhagoa.

(b) Belgaum-Mhapuca *via* Khanapura, Londa, Anmod, Molem, Tisco, ^{Usgao}, Sanquelim, Bicholim, Assonora,

(iii) that the routes.—

(a) Sadhashivagad-Marmagoa *via* Majali, Polem, Canacocha.

(b) Sadhashivgad-Panaji *via* Majali, Polem, Canacocha, Margaon, Borim, Phonda.

(c) Belgaum-Vasco *via* Khanapur, Londa, Anmod, Molem, Tisco, Phonda, Madgaon.

shall be operated exclusively by the Private operators of Goa Administration.

(iv) that the route Margao-Hubli *via* Phonda, Tisco, Molem, Anmod, Londa, Alnavar, Haliyal, Dharwar at present operated exclusively by the private operators of Goa is agreed for Joint operation every day from either terminus for one round trip by the private operators of Goa and the Mysore State Road Transport Corporation, Bangalore, with one bus;

(v) that on the route Mhapuca—Belgaum *via*, Assonora, Bicholim, Sanquelim, Visgao, Tisco, Molem, Anmod, Londa, Khanapur the buses of operators of Goa and buses of Nationalised Undertaking of Mysore State (Mysore State Road Transport Corporation) shall be permitted to be operated in the ratio of 1:1 in the opposite directions and the route shall be continued to be operated with two buses for the present;

(vi) that the routes:

(a) Hubli to Panaji *via* Dharwar, Haliyal, Alnavar, Londa, Anmod, Molem, Tisco, Phonda Velhagoa.

- (b) Bangalore—Panaji *via*. Nelamangala, Tumkur, Sira, Hiriyur, Chitradurga, Davangere, Harihara, Ranebennur, Haveri, Hubli, Dharwar, Kittur, Bidi, Alnavar, Londa, Anmod, Molem, Tisco, Phonda, Velhagao.

shall be operated by the Nationalised Undertaking of Mysore (Mysore State Road Transport Corporation) exclusively.

(vii) that in the traffic warrants extra trip or trips on the routes:—

- (a) Belgaum—Panaji *via*. Khanapura, Londa, Anmod, Molem, Tisco, Phonda, Velhagao.
(b) Mhapuca—Belgaum *via*. Assonora, Bicholi, Sanquelim, Usgao, Tisco, Molem, Anmod, Londa, Khanapur.

it shall be in the ratio of 1:1 with prior consultation of the reciprocating States:

(viii) that on the routes exclusively operated either by the Goa operators or by the nominee of the Mysore Government to meet the casual need arising out of the extra traffic consequent to fairs, festivals etc., temporary permits for a specified period shall be issued by the Transport Authorities of respective States without prior consultation and without countersignature to permits subject to intimation of issue of such temporary permits to the transport authorities of the reciprocating State; and

(ix) that the vehicles required to be operated on temporary permits shall be liable for payment of taxes to both the States. However, temporary permits issued under Section 62 (D) of the M. V. Act 1939 shall be countersigned on single point tax basis only once on reciprocal basis,

2 Whereas the following new routes are agreed to be opened and operated in the interest of the travelling public, *viz.*,

- (a) Hubli-Betim *via* Dharwar, Alnavar, Londa, Anmod, Molem, Tisco, Usgao, Sanquelim, Bicholim, Mapuca.
- (b) Belgaum-Sadhashivagad *via* Khanapur, Londa, Anmod, Molem, Tisco, Phonda, Borim, Macgao, Canacona, Majali
- (c) Sadhashivagad Majali.
- (d) Sadhashivagad-Mapuca *via* Majali, Polem, Canscona, Margao, Borim, Phonda, Tisco, Usgao, Sanquelim, Bicholim, Assonore.
- (e) Sadhashivagad-Margao *via* Majali, Polem, Canscona.
- (f) Sadhashivagad-Canacona *via* Majali, Polem.
- (g) Belgaum-Margao *via* Khanapur, Londa, Anmod, Molem, Dharbunder, Sanverdom, quepum.
- (h) Sadhashivagad-Vasco *via* Majali, Polem, Canacona, Margao, Veerana.

the respective transport authorities shall countersign the permits subject to the conditions:—

- (i) that the details of the services agreed to be operated shall be as detailed in the Annexure 'B' appended to this agreement;
- (ii) that since the portion of the route between Sadhashivagad and Majali is to be operated by the Goan Operators, the frequency of services to Sadhashivagad from any point in Goa shall not exceed 20; and any further increase shall not be made by Goa Administration without prior concurrence of Government of Mysore; and
- (iii) It was agreed that both Mysore State Road Transport Corporation and the Goan nominees may pick up and set down passengers between any two points lying in the other State on reciprocal basis.

3. Whereas in future the inter-state routes for stage carriages which means the routes connecting main nearest traffic point on either side of the boarder and penetration of passengers transport by one State into the other State being restricted upto the aforesaid traffic point unless otherwise agreed upon in any particular case or cases and the new proposals for opening new inter-State routes shall be by mutual consent.

4. Whereas both the States will make arrangements for booking through traffic feeding into the traffic points on either side and the maximum fares and freights chargeable shall be as may be prescribed by each Government in its territory.

5. Any extension modification or variation of a portion of an inter State route lying exclusively in the Home State may be made by the Transport Authority of that State in respect of the services run by the operators of the Home State without prior consultation of the transport authority of the reciprocating state under due intimation in writing to the reciprocating State.

6. *Public carriers.*

The countersignatures to the Pucca Public carrier permits for 300 vehicles including the permits already countersigned, shall be granted by each of the States subject to the conditions:—

- (i) that such countersignature shall be granted for 4 specified routes connecting specified terminus by the shortest routes ;
- (ii) that the vehicles shall not be used in the reciprocating State for picking up or setting down the goods exclusively between any two points in the reciprocating State ; and
- (iii) that the laws, rules and regulations of the Home States shall be observed.

7. *Temporary Permits for Public Carriers :—*

The number of temporary permits for public carriers *i. e.*, Goods vehicles to be issued is agreed at 250 vehicles in respect of each State subject to the following terms and conditions :—

- (a) Such temporary permits shall be issued without prior concurrence of the reciprocating State, provided the necessary intimation soon after issue of temporary permits including the name of the permit holder, the registration mark of the vehicles, the routes covered by the permit, the validity of the permit, is given to the reciprocating State ;
- (b) the temporary permit shall be valid for 30 days from the date of issue for one specified route irrespective of the number of trips made during the validity of the permit ;
- (c) that no goods are picked up or set down between any two points in the reciprocating State ;
- (d) the vehicles operating on temporary permits shall be liable to pay the tax in full under the existing laws in force in the Home State and 50 per cent of the tax as in force in the reciprocating State. This concession does not extend to taxation on passengers and Goods Act as in force in Mysore State and analogous tax in Goa ; and
- (e) the home State on production of proof for having paid the tax due to the reciprocating State shall issue the permit without the need for the countersignature.

8. *Private Carriers.*

It is agreed that 25 permits for 25 vehicles for private carriers by each State shall be countersigned by the Transport Authorities of either State subject to the following conditions *vis* :

(i) that such countersignatures of the private carriers permits shall be for a specified route connecting specified terminal by the shortest route in either State.

(ii) that such countersigned vehicles shall not be used for picking up or setting down goods between any two points within the jurisdiction of the reciprocating State i.e., countersigned vehicles shall not carry any intra-state traffic of the reciprocating State; and

(iii) that the vehicles covered by countersignature of permits shall be subject to the provisions of countersignature under the respective laws, rules and regulations of the home State.

9. *Contract Carriage Vehicles (Taxi-Cabs):*

It is agreed that 20 permits for 20 contract carriages (Taxi cabs) shall be issued and countersigned by the Transport Authorities of either State subject to the conditions—

(i) that countersignature shall be granted for State-wise operation in either State; and

(ii) that the countersigned vehicles shall be subject to provisions of countersignature under the respective laws, rules and regulations of the Home State;

(iii) that the operation of the countersigned vehicles in the countersigning State alone is prohibited.

10. It is agreed to grant exemption of the tax payable under the Motor Vehicle Taxation Act to all stage carriages, public carriers, private carriers and contract carriages (Taxi cabs only of either State operated on pucca permits issued under this agreement subject to the following conditions viz.,

(i) that the vehicles shall be registered in either of the States and operated on routes or areas as the case may be lying partly in the State of Mysore and partly in the State of Goa,

(ii) that the permits (other than temporary permits) shall be duly countersigned in either State by the State

Transport Authority or by the Regional Transport Authority of the region as the case may be, or in the case of permits having been countersigned prior to the date of coming into force of this agreement by the Regional Transport Authority concerned or by the State Transport Authority of either State;

(iii) that the vehicles so operating shall be in pursuance of the reciprocal agreement entered into between the two States;

(iv) the tax leviable in respect of every such motor vehicle under any law for the time being in force in either State has been paid in full in that State; and

(v) That the single point tax concession does not apply or extend to the Mysore Motor Vehicles Taxation on Passengers and Goods Act, 1961 or the corresponding taxes payable under any law as in force in Goa.

11 The non-transport Motor vehicles in respect of which taxes are payable under the law in force in the respective States when paid shall be exempted from payment of any further tax in the reciprocating State for the said period.

12. *General.*—It is agreed that the reciprocating State shall record recognition to the Tax licences, registration certificates, conductors licences, public service authorisations, certificates of fitness and such other documents issued by the respective State Governments under any law for the time being in force in respect of the vehicles plying in the reciprocating State. The nationalised transport undertakings of either State shall give their counterpart in the other State such facilities as the use of depots, workshops, etc., on payment and on such other terms as may be mutually agreed upon to by the undertakings. From the date this agreement comes into force, the transport authorities of the respective States shall not issue permits to vehicles other than those registered in the Home State;

(ii) It is agreed to allow the operators of both the States to ply relief buses in the other State on single-point tax subject to the following conditions:—

- 1 that the relief bus should be plied only when the regular bus is out of order and only till it is set right;
- 2 that no extra trip should be performed thereby;
- 3 that the Schedule of timings of the regular bus should be adhered to;
- 4 that the relief bus has a current fitness certificate;
- 5 that Taxes on Passenger and goods due on the excess number of seats, if any, should be paid.

13 This agreement will be in force till it is reviewed and a new agreement comes into existence as a result of the review. This agreement may be reviewed at the end of six months from the date this agreement comes into force at the instance of either State."

[No. HD 57 TMI 70.]

By Order and in the name of the Governor of Mysore,

C. RAJANNA,
Under Secy.

ANNEXURE 'A'

INTER-STATE ROUTES OPERATED BY MYSORE STATE ROAD TRANSPORT CORPORATION
AND GOAN NOMINEES.

M.S.R.T.C. IN GOA			GOAN NOMINEE IN MYSORE							
Sr. No.	Route	Route length.	No. of return trips		Service mileage.	Route length.	No. of return trips		Service mileage	Remarks.
			No. of	trips			No. of	trips		
1	2	3	4	5	6	7	8	9		
1.	Belgaum-Panaji via Khanapur, Londa, Anmod, Molem, Tisco, Phonda, Velhagao. ...	45.4	1½	136.4	57.6	1½	173.2	Joint operation		
2.	Belgaum-Mapusa via Khanapur, Londa, Anmod, Molem, Tisco, Vasco, Sanquelim, Bicholim, Assonora ...	52.4	2	219.0	57.6	2	251.0	On alternate days joint operation.		
3.	HUBLI-MARGAO via Dharwar, Haliyal, Alnawar, Londa, Anmod, Molem, Tisco, Phonda. ...	43.0	1	86.0	86.6	1	173.4	Joint operation.		

1	2	3	4	5	6	7	8	9
4.	Belgaum-Vasco <i>via</i> Khanapur, Londa, Anmod, Molem, Tisco, Phonda, Madgaon. ...	...	...	...	57.6	1	115.4	By Goa nominees.
5.	Sadhasbivgad-Panaji <i>via</i> Majali, Polem, Canacona, Margao, Borim, Phonda. ...	...	...	...	6.5	3	39.0	By Goa nominees.
6.	Sadhasbivgad-Marmagao <i>via</i> Majali, Polem, Canacona. ...	...	...	...	6.5	3	78.0	By Goa nominees.
7.	Hubli-Panaji <i>via</i> Dharwar, Haliyal, Alnawar, Londa, Anmod, Molem, Tisco, Phonda, Velbago. ...	45.4	1	91.0	...	...	...	By M.S.R.T.C.
8.	Bangalore-Panaji <i>via</i> Nela-mangala, Tumkur, Sirsi, Hlri-yur, Chitradurga, Davanagere, Harihara, Raichennur, Haveri, Hubli, Dharwar, Kistur, Bidi, Alnawar, Londa, Anmod, Molem, Tisco, Phonda, Velha-goa. ...	45.4	1	91.0	...	...	...	By M.S.R.T.C.

ANNEXURE 'B'

INTER-STATE ROUTES AGREED FOR EXCLUSIVE OPERATION BY GOAN NOMINEES-

Sr. No.	Route	M.S.R.T.C. IN GOA			GOAN NOMINEE IN MYSORE			Remarks.
		Route length	No. of return trips	Service mileage.	Route length	No. of return trips	Service mileage.	
1	2	3	4	5	6	7	8	9
1.	Sadhasivagad State Border Majali: ...	...	...	...	6.5	2	26.4	
2.	Sadhasivagad-Mapuca via Majali, Polam, Canacona, Margao, Dorim Phonda, Tisco, Usgao, Sanquelim, Bicholim, Assonona. ...	...	...	...	6.5	3	13.2	
3.	Sadhasivagad-Marmagao via Majali, Polem, Canacona. ...	...	...	...	6.5	1	13.2	
4.	Sadhasivagad-Vaso via Majali Polam, Canacona, Margao, Veerna, ...	...	...	...	6.5	1	13.2	

1	2	3	4	5	6	7	8	9
5.	Sadhashivgad-Canacona via Majali-Polem.	...	...	...	6.5	1	13.2	
6.	Belgaum-Margao via Khanapur Londa, Anmode, Molem, Dhar- bunder Sanvordom Quepum...	...	...	...	57.6	1	115.4	

INTER-STATE ROUTES AGREED FOR EXCLUSIVE OPERATION BY THE MYSORE ROAD TRANS-
PORT CORPORATION.

1.	Hubli-Betim via Dharwar, Alpavar, Londa, Anmode, Molem, Tisco, Vagoo Sangue- lim, Bicholim, Mapuca.	...	62.4	1	125.0	...	...	...
2.	Belgaum-Sadhashivgad via Khanapura, Londa, Anmode, Molem Tisco, Phonda, Borim, Margao, Canacora, Majali	...	80.3	1	160.6	...	...	...